IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

and
HON'BLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 6221 of 1995

Between:

1 Mohd. Liyakath Ali, S/o.Mohd. Afzal, Telugu Typist,
Munisff Magistrate's Court, Jangaon.
2 R.Koteshwara Rao, S/o.R.Vaikantam,
Foremerly Telugu Typist, Junior Asst.,Dist., & Sessions Court, Warangal.
The cause title amended as per Court Order dt:24.9.1996 in W.P.M.P.24774/96.
3 T.Usha Rani, W/o.Ch.Omprakash, Typist,
1st Addl. Sub-Court, Warangal.
4 E.Subramanyam, S/o.E.Anjaneyulu, Telugu Typist,
IIIrd Addl. Munsiff Magistrate Court, Warangal.
5 R.Asok, S/o.Ramdas, Telugu Typist,
Munsiff Magistrate's Court, Mahabubabad.
6 B.Krishna Murthy, S/o.B.Mallaiah,Telugu Typist,
IInd Addl. Munsiff Magistrate's Court, Warangal.
7 D.Srinivasulu, S/o.D.Venkat Narsaiah, Telugu Typist, 1st Addl. Munsiff Magistrate's Court, Warangal.
8 K.Rajashekar Reddy, S/o.K.V.K.Reddy, Telugu Typist, Prl. District Munsiff Court, Warangal.
9 Mohd. Ankus Miya, S/o.M.A.Khader, U.D.B.C.,
Presently Mobile Court, Mulug.
10 B.Hari Prasad, S/o.B.Ram Gopal, Stenographer,

Prl. District Munsiff Court, Warangal.

11 Mohd.Abdul Azeem, S/o.Abdul Azeem, Telugu Typist, Munsiff Magistrate's Court, Parkal.

12 G.Kashinadham S/o.Thirupathiah,
Presently U.D.B.C. Ist Addl. Sub-Court,
Warangal.

13 K.Shyleshi, W/o.R.Ravinder, Stenographer,
S.C.&S.T. Court, Warangal.

..... PETITIONERS

AND

1. The State of Andhra Pradesh, Represented by the Secretary,
Finance and Planning Department, Secretariat Building, Hyderabad.
2. The Director of Treasuries and Accounts,
Andhra Pradesh, Hyderabad.
3. The Registrar (Admn.), High Court of Andhra Pradesh,
Hyderabad.
4. The District and Sessions Judge,
Warangal.
5. The District Treasury Officer,
Warangal.
6. The Sub-Treasury Officer,
Jangaon.
7. The Sub-Treasury Officer,
Mulug.
8. The Sub-Treasury Officer,
Parkal.
9. The Sub-Treasury Officer,
Mahabubabab.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate Writ, Order or Direction, particularly one in the nature of Mandamus, declaring that the petitioners are entitled for the payment of Special Pay to the Telugu Typists/English Typists/Copyists/Stenographers as per G.O.Ms.No.217 Finance and Planning (FW.TA) Department dated:27.5.1993 with reference to G.O.Ms.No.75 Finance and Planning (FW.TA) Department dated:25.3.1987 and G.O(P).No.162 Finance and Planning (FW.PC-1) Department dated:20.5.1993 from the date of appointment/acquisition and pass such further or other orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners : MR.SATWATH RANA (Not Present)

Counsel for the respondent Nos. 3 & 4: MR. C.V. LNAGARJUNA REDDY, S.C. FOR APHC.

Counsel for the Respondent Nos. 1, 2, 5 to 9: GP FOR FINANCE &

PLANNING

The Court made the following :

ORAL ORDER:

(per Hon'ble The Chief Justice)

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1 . Petitioners are seeking to declare the action of respondent No.4 in not drawing their special pay for possessing additional qualification of Telugu/English Typewriting, as bad in law. They seek direction that they be declared to be entitled to special pay as per G.O.Ms.No.217, Finance & Planning (FW.TA) Department, dated 27.5.1993, G.O.Ms.No.75, Finance & Planning (FW.TA) Department, dated 25.03.1987 and G.O (P) No.162, Finance & Planning (FW.PC-1) Department, dated 20.05.1993.

2 . Affidavit in reply has been filed by Smt. T. Radha, Joint Secretary to Government, Finance & Planning (FW) Department, stating that special pay will be payable to the petitioners if they fulfil the conditions mentioned in G.O.Ms.No.217, dated 27.05.1993, and mere having a qualification does not entitle the petitioners to claim special pay.

3. When the writ petition is called for hearing, nobody has put in appearance for the petitioners. It seems that petitioners are not interested in prosecuting

the case. Hence writ petition is dismissed for non-prosecution. No costs.

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DEVINDER GUPTA. C.J.,

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B. SESHASAYANA REDDY. J.,

Dated: 23.12.2004.

VRK.

To

1. The Secretary to the Government,
   Finance and Planning Department, Secretariat Building, Hyderabad.
2. The Director of Treasuries and Accounts,
   Andhra Pradesh, Hyderabad.
3. The Registrar (Admn.), High Court of Andhra Pradesh,
   Hyderabad.
4. The District and Sessions Judge,
   Warangal.
5. The District Treasury Officer,
   Warangal.
6. The Sub-Treasury Officer,
   Jangaon, Warangal District.
7. The Sub-Treasury Officer,
   Mulug, Warangal District.
8. The Sub-Treasury Officer,
   Parkal, Warangal District.
9. The Sub-Treasury Officer,
   Mahabubabab, Warangal District.
10. Two CCs to G.P., for Finance & Planning, High Court Buildings, Hyderabad (OUT).
11. Two CD copies.

HON'BLE SRI DEVINDER GUPTA,

CHIEF JUSTICE

AND

HON'BLE SRI JUSTICE B. SESHASAYANA REDDY.

W.P.NO. 6221 OF 1995.

(Order of the Bench delivered by

Hon'ble The Chief Justice)

Dt: 23.12.2004.

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